



**US Army Corps
of Engineers®**
New England District
696 Virginia Road
Concord, MA 01742-2751

PUBLIC NOTICE

Date: March 27, 2003
Comment Period Ends: May 16, 2003
File Number: 200201973
In Reply Refer To: Karen K. Adams

Public Information Meeting

A Public Notice was issued January 30, 2003 regarding the application by Winergy LLC for a Corps of Engineers permit under Section 10 of the Rivers and Harbors Act of 1899, to install, operate and maintain a fixed tower and associated oceanographic instrumentation in ocean waters approximately 7 nautical miles southeast of Nantucket island off the coast of Massachusetts to collect meteorological and scientific data. The single 6.56 ft (2 meter) diameter monopile will support a 30' x 30' platform and a monopole extending to 169.85' (60 meters) mllw. Riprap scour protection will be placed as needed to protect the base of the pole. The purpose of the structure is to collect wind, wave and other scientific data to evaluate the location's suitability for wind power generators. Any proposal for installation of wind power generators will be evaluated separately with further opportunity for public involvement. The decision on this application will not affect whether we will issue a permit for any future wind project at this site.

In response to requests during the prior public comment period for the meteorological and scientific data tower, we will host a public information meeting **Monday, April 28, 2003 at the Nantucket High School Cafeteria, 10 Surfside Road, Nantucket, MA at 7:00 p.m.** This will be an opportunity to learn about the Corps of Engineers permit review and the proposals by Winergy, LLC. There will also be an opportunity to ask questions. Although this is not a Public Hearing, a stenographer will be available to take statements regarding the meteorological and scientific data tower from those who wish to take advantage of the opportunity and written comments are always welcome. A series of public hearings will be held separately for Winergy's application to install wind turbine generators.

In order to properly evaluate the proposal, we are seeking public comment. Anyone wishing to comment is encouraged to do so. Comments should be submitted through the stenographer at the meeting or in writing by May 16, 2003. If you have any questions, please contact Karen K. Adams at (978) 318-8828, (800) 343-4789 or (800) 362-4367, if calling from within Massachusetts.

SEE NEXT PAGE FOR
DETAILS OF EVALUATION
FACTORS

Christine A. Godfrey
Chief, Regulatory Division

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity in the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which may reasonably accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are: conservation, economics, aesthetics, general environmental concerns, wetlands, cultural value, fish and wildlife values, flood hazards, flood plain value, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food production and, in general, the needs and welfare of the people.

Where the activity involves the discharge of dredged or fill material into waters of the United States or the transportation of dredged material for the purpose of disposing it in ocean waters, the evaluation of the impact of the activity in the public interest will also include application of the guidelines promulgated by the Administrator, U.S Environmental Protection Agency, under authority of Section 404(b) of the Clean Water Act, and/or Section 103 of the Marine Protection Research and Sanctuaries Act of 1972 as amended.

Based on his initial review, the District Engineer has determined that little likelihood exists for the proposed work to impinge upon properties listed in, or eligible for listing in, the National Register of Historic Places, and no further consideration of the requirements of Section 106 of the National Historic Preservation Act of 1966, as amended, is necessary. This determination is based upon one or more of the following:

- a. The permit area has been extensively modified by previous work.
- b. The permit area has been recently created.
- c. The proposed activity is of limited nature and scope.
- d. Review of the latest published version of the National Register shows that no presence of registered properties listed as being eligible for inclusion therein are in the permit area or general vicinity.

Pursuant to the Endangered Species Act, the District Engineer is hereby requesting that the appropriate Federal Agency provide comments regarding the presence of and potential impacts to listed species or its critical habitat.

The initial determinations made herein will be reviewed in light of facts submitted in response to this notice.

The following authorizations have been applied for, or have been, or will be obtained:

- ☐ Permit, License or Assent from State.
- ☐ Permit from Local Wetland Agency or Conservation Commission.
- ☐ Water Quality Certification in accordance with Section 401 of the Clean Water Act.

The States of Connecticut, Maine, Massachusetts, New Hampshire and Rhode Island have approved Coastal Zone Management Programs. Where applicable the applicant states that any proposed activity will comply with and will be conducted in a manner that is consistent with the approved Coastal Zone Management Program. By this Public Notice, we are requesting the State concurrence or objection to the applicant's consistency statement.

All comments will be considered a matter of public record. Copies of letters of objection will be forwarded to the applicant who will normally be requested to contact objectors directly in an effort to reach an understanding.

THIS NOTICE IS NOT AN AUTHORIZATION TO DO ANY WORK.

If you would prefer not to continue receiving public notices, please check here ☐ and return this portion of the public notice to: U.S. Army Corps of Engineers – New England District, ATTN: Regulatory Division, 696 Virginia Road, Concord, MA 01742-2751.

NAME:

ADDRESS: